

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT: NEW YORK

-----X

TED DOUKAS, SYNGEN DATA SERVICES, TED DOUKAS, AS A SHAREHOLDER OF SYNGEN DATA SERVICES, TED DOUKAS, AS A JOINT VENTURE PARTNER WITH CLAUDIO BALLARD, TED DOUKAS, AS AN EQUITABLE OWNER OF ALL PATENTS AND TECHNOLOGY OWNED BY CLAUDIO BALLARD, TED DOUKAS, AS AN EQUITABLE OWNER OF ALL PATENTS AND TECHNOLOGY OWNED BY DATATREASURY CORP., TED DOUKAS, AS OWNER OF CERTAIN TECHNOLOGY AND ASSETS PRODUCED BY A JOINT VENTURE WITH CLAUDIO BALLARD, TED DOUKAS AS A 50% EQUITABLE OWNER OF DATATREASURY CORPORATION AS AN ASSIGNEE OF CLAUDIO BALLARD'S OWNERSHIP OF A CERTAIN PATENT DEVELOPED BY THE JOINT VENTURE AND UNKNOWN DEFENDANTS NAMED JOHN AND JANE DOES "1" THROUGH "750",

Plaintiffs,

-against-

NOTICE OF MOTION TO  
REMAND (28 U.S.C. §§ 1447 [c])

Case No.: 2:11-CV-3275

Hon. Joseph F. Bianco

District Court Judge

CLAUDIO BALLARD, KEITH DELUCIA a/k/a "KEITH WICKEY", a/k/a "KEITH DOYLE", SHEPARD LANE, KNOWN BUT UNIDENTIFIED DEFENDANTS JOHN AND JANE DOES "1" THROUGH "750", DATATREASURY CORP., KEITH DELUCIA a/k/a "KEITH WICKEY", a/k/a "KEITH DOYLE", AS AN OWNER OF SHARES IN DTC, SHEPARD LANE, AS AN OWNER OF SHARES IN DTC, CLAUDIO BALLARD, AS AN OWNER OF SHARES IN DTC, SYNGEN, INC., CLAUDIO BALLARD AS AN OWNER OF SHARES IN SYNGEN, CORP., CLAUDIO BALLARD AS THE FIDUCIARY OF TED DOUKAS AND SYNGEN DATA SERVICES, INC., CLAUDIO BALLARD AS THE CONSTRUCTIVE TRUSTEE OF TED DOUKAS' INTEREST IN THE TECHNOLOGY CREATED BY A JOINT VENTURE,

Defendants.

-----X

**NOTICE OF MOTION TO REMAND**

**PLEASE TAKE NOTICE** that upon the pleadings and proceedings heretofore had herein, and upon the annexed Motion to Remand to state court with Exhibits and accompanying Memorandum in Support thereof, undersigned counsel for the Plaintiffs will move this Court, the United States District Court held in and for the Eastern District of New York, the Honorable Joseph F. Bianco of this Court presiding, to be held at the Courthouse located at 100 Federal Plaza, Central Islip, New York 11722, for an Order remanding this action to Supreme Court of the State of New York, Suffolk County, in which it was commenced, and for such other and further relief as to the Court may seem just and proper.

Dated: July 29, 2011  
Smithtown, New York

Respectfully Submitted,  
Robert Del Col

/s/

---

**ROBERT J. DEL COL, ESQ.**  
1038 West Jericho Tpke  
Smithtown, NY 11787  
631-271-4684  
*Attorney for Plaintiffs*